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6 IN THE UNITED STATES DISTRICT COURT
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8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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10 ORALEE ANDERSON-FRANCOIS,

11 Plaintiff,

No. C 08-00724 WHA

12 v.

13 COUNTY OF SONOMA, CITY OF SANTA
14 ROSA, JERRY NEWMAN, BRAD
15 CONNORS, OFFICER HOOD, JOHN
16 FELMAN, and DOES 1–25, inclusive,

Defendants.
_____ /

**ORDER REGARDING MOTION
TO FILE UNDER SEAL; ORDER
REGARDING REQUEST
TO FILE OVERSIZED BRIEF**

17 Defendant County of Sonoma has filed a motion for summary judgment. Both plaintiff
18 and defendant City of Santa Rosa also intend to file motions for summary judgment. This
19 order addresses two issues concerning the pending and anticipated motions. *First*, plaintiff
20 filed an application for permission to file an oversized brief or, in the alternative, for
21 permission to file a separate twenty-page statement of facts to be referenced in all briefs.
22 Defendants County of Sonoma and Newman oppose the motion. The motion is hereby
23 **DENIED**. The pages already permitted for the three sets of briefings will provide ample room
24 to cover the facts of this case. Good cause has not been shown to permit additional pages.

25 *Second*, the County has filed an administrative motion to file its motion for summary
26 judgment under seal, and other defendants have joined the request. They indicate that certain
27 documents relevant to the motion have been sealed pursuant to state statute and court order.
28 Defendants request to seal the entire motion and its declarations. The order is **GRANTED IN
PART and DENIED IN PART**. Documents designated as confidential pursuant to statute or court

1 order in the state proceedings may be sealed. Under *Kamakana v. City and County of*
2 *Honolulu*, 447 F.3d 1172 (9th Cir. 2006), and Civil Local Rule 79-5, however, not only must
3 “compelling reasons” must be shown for the sealing but the sealing or redaction must be
4 narrowly tailored. The instant request is not narrowly tailored — at least, it has not been
5 shown to be. Good cause has not been shown to seal the entire motion and all declarations.
6 Defendants should file a copy of the motion with narrowly tailored redaction of any references
7 to confidential material, accompanied by a sealing motion setting forth the need therefor.

8 All parties should be cognizant of these standards when submitting any sealing requests
9 which may be forthcoming for the upcoming motions.

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11 **IT IS SO ORDERED.**

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13 Dated: April 14, 2009.

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16 WILLIAM ALSUP
17 UNITED STATES DISTRICT JUDGE
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